

Minutes of the Regular Town Board Meeting and Public Hearings held by the La Fayette Town Board on November 9, 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
Kevin Gilligan, Town Attorney
Leon Cook, Highway Superintendent
Mark Dadey, C & S Engineers
Mark Chambers, C & S Engineers
Doug Wickman, C & S Engineers

1. Supervisor Scammell called the Town Board Meeting to Order at 6:34 p.m.
2. The Town Clerk took the Roll. All present.
3. Pledge to our U. S. Flag led by Town Councilman Tom Bailey.
 - A. **Public Hearing minutes, November 6th, 2009 - Coye Road Water District budget.**
 - B. **Public Hearing minutes, November 6th, 2009 - Northeast LaFayette/Smokey Hollow Water Districts budget.**
 - C. **Public Hearing minutes, November 6th, 2009 - LaFayette Fire Department budget**
 - D. **Public Hearing minutes, November 6th, 2009 - Jamesville Fire District budget.**
 - E. **Public Hearing minutes, November 6th, 2009 - SOTS – Southern Onondaga Country Trash district.**

Councilmen McConnell moved and Knapp seconded the motion to approve the above Public Hearing Minutes as submitted by the Town Clerk. Motion passed unanimously.

- F. **Public Hearing minutes, November 6th, 2009 - West Shore Manor Lighting district.**
- G. **Public Hearing minutes, November 6th, 2009 - Town 2010 budget**

Councilmen McConnell moved and Knapp seconded the motion to approve the above Public Hearing and Minutes as submitted by the Town Clerk. Motion passed unanimously.

4. **COMMUNICATIONS.**

A. **RESIDENTS.**

B. **NATIONAL GRID: ELECTRIC METER CHANGE.**

C. **NORTHSIDE COMMUNITY CENTER POLICE CENTER, OFFICER CLARKE: NEWSLETTER.**

D. **ONONDAGA COUNTY DEPARTMENT OF FINANCE: ORPS RPS ANNUAL LICENSING FEE.**

E. **OCRRA: RECYCLING OLD TELEVISIONS.**

F. **ONONDAGA COUNTY PLANNING FEDERATION: ANNUAL DUES.**

Councilmen Knapp moved and McConnell seconded the motion approving payment of the annual County Planning Federation dues. Motion passed unanimously.

G. **ONONDAGA COUNTY COMMUNITY DEVELOPMENT DIVISION: STAFFORD PARK IMPROVEMENTS, \$72K.**

Councilman Knapp said this is our official notification from Community Development approving our Stafford park grant for \$72,000. He would like to thank Thoma Development for putting the packet together and the folks at C & S Engineers for doing a lot of pro bono work for us at the park and helping to make this possible.

H. **NATIONAL GRID: ATTACHMENTS TO NATIONAL GRID POLES.**

Councilman Knapp said we get this every year and he will take care of this.

I. **ASSOCIATION OF TOWNS: ANNUAL DUES.**

Councilmen Bailey moved and McConnell seconded the motion approving payment of the Association of Towns annual dues. Motion passed unanimously.

J. **ASSOCIATION OF TOWNS: 2010 TRAINING SCHOOL AND ANNUAL MEETING.**

Councilman Bailey recommended sending a copy of this to Jerry Doolittle and Andy Ohstrom. Mary Jo will send them copies.

K. **FISHER CIVIL ENGINEERING: SEWER STUDY.**

L. **CNYRP&DB: FORMAL STORMWATER COALITION FOR SUA.**

M. **OTHER.**

5. **SPECIAL REPORTS. C & S Engineers.**

Mr. Wickman said they were founded in 1968. They are a full service, project delivery specialist. They consist of over 400 professionals and trades people. They are the 186th largest A/E service provider in the U.S. They have offices and projects coast to coast.

Mark Chambers said they provide services in the following areas: airports, transportation, buildings & facilities, energy work, sustainable/green design, environmental services, civil infrastructure, infrastructure construction and grant administration.

Mark Chambers said C & S works for you. They are experienced. They provide single source responsibility. They have employees within the community who work for them. They are committed to quality, creativity and excellence. They have been around for 40 years.

They have municipal clients which they've had for a long time. Currently there are 7 people who reside in LaFayette that work for C & S.

Councilman Knapp said we've had windmill applications and have some basic legislation for these. He asked their experience with them.

They have the regulatory experience and developer experience. They have an energy department that would be called on to assist with this.

Councilman Knapp asked how they handle a big public hearing presentation. Do you individually do it or do you have someone who specifically handles these.

Mr. Wickman said it depends on the subject. Most municipality work Mark could handle. If it gets into windmills or something like that, they might recommend someone else handle the presentation.

Councilman McConnell asked how they keep their rates modest or competitive.

Mr. Wickman said he doesn't know the makeup of other companies' rates. He knows they are lower than a lot of other companies. There isn't much wasted time. They have a lot of high-tech equipment which makes them more efficient. They keep their insurance costs low. They have an attorney on staff. There are a large number of issues but the end result is that they can offer competitive services at low rates.

Councilman Bailey asked if it's the Village or Town of Tully they have as one of their clients. He was advised the Town of Tully.

Councilman Knapp said having 7 members in the community helps them have an idea of the community.

Supervisor Scammell said it was an excellent presentation.

Councilman Knapp asked if they can do a proposal with hourly rates.

Mr. Wickman said they can do this. They generally work on an hourly basis. That is what they would propose to do in this case. They will get a proposal to the Board.

6. REPORTS.

A. DEPARTMENTAL (4th Monday).

- 1) **Assessors: Marshall Taylor, Shawn Adam and Bill Turner.**
- 2) **Building & Zoning Code Enforcement: Ralph Lamson & Jack Sutton.**
 - a. **3231 Webb Road. House in disrepair (spring cleanup).**
 - b. **Oschner Road – junk.**
 - c. **Monthly report.**
 - d. **Other.**
- 3) **Dog Control: Jim Moore & Doug Scholes.**
- 4) **Highway Superintendent: Leon Cook.**
 - a. **Eager Road turnaround.**

Councilman Knapp is waiting to hear back from Feher on this.

b. **State Farm Notice of Claim (KG).**

Kevin Gilligan said copies should be sent to our insurance agent. Everything is all good on this. Their intention is to withdraw their claim.

Leon Cook said their paver is completely out of service. It has a very bad hydraulic leak. This is a concern when dealing with working on the walking/bicycling path at Stafford Park. He is going to go over to a place in Cazenovia to look into repairing it. It might be cheaper to get a different paver. This one is real old.

Supervisor Scammell asked what the minimum cost to buy one might be.

Leon Cook said about \$33,000 for a used one. He is hoping we can get this one fixed reasonably. When he finds out what it will cost, he will get back to the Town Board.

5) **Justice Court: Malcolm Knapp & Maureen Perrin.**

- a. **Monthly report.**
- b. **Ventilation and temperature control.**

6) **Library Director: Scott Kushner.**

- **Monthly report.**
- **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.**

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

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

- **Monthly report - October.**
A written report was submitted.

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

- **Monthly reports - October.**
A written report was submitted.

- **Transfer of Appropriations.**

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

GENERAL FUND

To:

A1110.2	Justice	Equipment (Ropes Course)	
115.00			
A7180.4	Special Recreation Facilities	Contractual (Ropes Course)	5,615.00
A8989.4	Water Systems	Contractual	<u>\$2,000.00</u>
		TOTAL	\$7,730.00

From:

A599	Surplus	Ropes Course Fees	3,060.00
A1110.4	Justices	Contractual	115.00
A7320.4	Youth Service Program	Contractual	2,000.00
A8010.4	Zoning	Contractual	2,000.00
A8160.4	Refuse & Garbage	Contractual	<u>555.00</u>
		TOTAL	\$7,730.00

Motion passed unanimously.

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. **Natural Hazards 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. **Fire & smoke alarms at Town Offices (1st & 2nd floor) & Community Center. Code requirements (Rick Storrier/DK).**
- b. **Town offices - Loose clapboards – estimate needed (DK).**
- c. **Community Center basement flooding – masonry pointing, window blocking, backfilling and trenching.**
- d. **Community Center phone jack and wall extension for Regina.**
- e. **Copier: RFP (MJ).**
- f. **Stafford Park pole, flag light, bathroom light.**
- g. **Town offices carpeting – clean or replace?**
- h. **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.**
- b. **Bailey Park Inspection.**
- c. **Town Offices Inspection.**

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).**

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.**
- 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. LAFAYETTE BEACH.

Councilman Knapp said Community Council is going forward with the survey. They will get it to us as soon as they can.

D. “THE GROVE” SUBDIVISION.

Kevin Gilligan said they still have no insurance. John Langey and Ralph Lamson have talked on this. He doesn’t know the status of the Stop Work Order.

E. STATE FARM NOTICE OF CLAIM.

This can be removed from the agenda.

F. OTHER.

Kevin Gilligan said Local Law 4-20009 has been amended taking out the \$10,000.

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. C of 2009, "A Local Law Updating, Ratifying and Adopting Regulations Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code in the Town of LaFayette and Repealing Previous Regulations, was presented and introduced at a regular meeting of the Town Board of the Town of LaFayette held on September 14, 2009 and

WHEREAS, a public hearing was held on such proposed local law on the 26th day of October, 2009 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 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, at its September 14, 2009 meeting, this Board determined that the enactment of this proposed local law is a Type II action for purposes of SEQR; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. C of 2009.

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. C of 2009 as Local Law No. 4 of 2009 as follows:

**TOWN OF LAFAYETTE
LOCAL LAW NO. 4-2009**

**A Local Law Updating Ratifying and Adopting Regulations
Providing for the Administration and Enforcement of the
New York State Uniform Fire Prevention and Building Code
in the Town of LaFayette and Repealing Previous Regulations**

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

Section 1. Purpose and Intent.

This Local Law shall provide for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code ("Uniform Code") in the Town of LaFayette. This Local Law is adopted pursuant to Section 381 of Article 18 of the Executive Law and in accordance with Section 10 of Article 2 of the Municipal Home Rule Law. Except as otherwise provided within this Local Law, state law, or within the Uniform Code, all premises located within the Town of LaFayette, regardless of use, are subject to those provisions. This Local Law shall also incorporate amendments to the Uniform Code, 19 NYCRR, Part 1203 adopted by New York State in 2007.

Section 2. Intermunicipal Contracts.

The Town Board may, by resolution, authorize the Town Supervisor to enter into a contract with other governments or agencies, which are properly authorized and certified by New York State, to carry out the terms of this Local Law.

Section 3. Restrictions on Employees.

No Code Enforcement Officer or Deputy Code Enforcement Officer shall engage in any activity inconsistent with such officer's duties or with the interests of the Town of LaFayette; nor shall such officer, during the course of such officer's employment, be engaged directly or indirectly in any building business, in the furnishing of labor, materials or appliances for the construction, alteration or maintenance of a building or the preparation of plans or specifications thereof with the Town of LaFayette.

Section 4. Code Enforcement Officer, Duties and Powers.

- A. The office of Code Enforcement Officer is hereby created and shall be administered by an appointee of the Town Board. The Code Enforcement Officer shall, within the time constraint prescribed by law, obtain such training as the State of New York shall require for code enforcement officers.**
- B. In the absence of the Town Code Enforcement Officer, or in the case of such officer's inability to act for any reason, the Town Supervisor shall have the power, with the consent of the Town Board, to designate a person, partnership, business corporation or similar firm to act on behalf of the Code Enforcement Officer and to exercise all of the powers conferred upon such Code Enforcement Officer by this Local Law.**
- C. The Town Supervisor, with the approval of the Town Board, may appoint one Deputy Code Enforcement Officer or more as the need may appear, to act under the supervision and direction of the Code Enforcement Officer and to exercise any portion of the powers and duties of the Code Enforcement Officer as directed by him.**
- D. Any such person, partnership, business corporation or similar firm designated to act on behalf of the Code Enforcement Officer and any such Deputy Code Enforcement Officer appointed to act under the supervision and direction of the Code Enforcement Officer, shall have qualifications comparable to those of an individual who has met the requirements of Part 434 of Title 19 of the Official Compilation of Codes, Rules and Regulations of the State of New York.**
- E. The compensation for the Code Enforcement Officer, acting Code Enforcement Officer and Deputy shall be fixed and adjusted as from time to time by the Town Board.**

- F. The Code Enforcement Officer shall administer and enforce all the provisions of the Uniform Code and the provisions of this Local Law, including receiving Building Permit applications, reviewing plans and specifications, conducting inspections, issuing permits for the erection, alteration, relocation, addition, repair and/or demolition of buildings and structures, issuing certificates of occupancy, collecting fees as set forth by the Town Board and maintaining and filing all records necessary for the administration of the office to the satisfaction of the Town Board. The Code Enforcement Officer is authorized to pursue administrative actions and, in consultation with the Town Attorney, legal action as necessary to abate conditions not in compliance with the Uniform Code, this Local Law, or other laws, rules or regulations of the Town of LaFayette or of the State of New York.**

Section 5. Building Permit.

A. Permits required:

- 1. Except as hereinafter provided, no person, firm, corporation, association or partnership shall commence the construction, enlargement, alteration, improvement, removal, relocation or demolition of any building or structure or any portion thereof, or install a solid fuel burning heating appliance, chimney or flue in any dwelling unit without first having obtained a permit from the Code Enforcement Officer.**
- 2. Building Permits shall be required for any work which must conform to the Uniform Code, with the exception of the following:**
 - a. repairs and/or alterations to existing buildings, provided that such repairs and/or alterations:**
 - i. do not involve the removal or cutting away of a load-bearing wall, partition, or portion thereof, or of any structural beam or load-bearing component or steps,**
 - ii. do not affect fire safety features such as smoke detectors, sprinklers,**

required fire separations and exist,

- iii. do not involve the enlargement, alteration, replacement or relocation of any building systems,**
 - iv. do not involve the removal or change of any required means of egress, or the rearrangement of parts of a structure in a manner which affects egress, and**
 - v. do not include the installation of solid fuel burning heating appliances and associated chimneys and flues;**
- b. construction or installation of one story detached structures associated with one- or two-family dwellings or multiple single-family dwellings (townhouses) which are used for tool and storage sheds, playhouses or similar uses, and are not intended for use as quarters for living sleeping, eating or cooking, provided the gross floor area does not exceed 144 square feet;**
 - c. installation of swings and other playground equipment associated with a one- or two-family dwelling or multiple single-family dwellings (townhouses);**
 - d. installation of swimming pools associated with a one- or two-family dwelling or multiple single-family dwelling (townhouses) where such pools are designed for a water depth of less than 24 inches and are installed entirely above ground;**

- e. **installation of fences which are not part of an enclosure surrounding a swimming pool;**
- f. **construction of retaining walls unless such walls support a surcharge or impound Class I, II or IIIA liquids;**
- g. **construction of temporary motion picture, television and theater stage sets and scenery;**
- h. **installation of window awnings supported by an exterior wall of a one- or two-family dwelling or multiple single-family dwellings (townhouses);**
- I. **installation of partitions or movable cases less than 5' 9" in height;**
- j. **painting, wallpapering, tiling, carpeting, or other similar finish work;**
- k. **installation of listed portable electrical, plumbing, heating, ventilation or cooling equipment or appliances;**
- l. **replacement of any equipment provided the replacement does not alter the equipment's listing or render it inconsistent with the equipment's original specifications; or**
- m. **non-residential farm buildings, including barns, sheds, poultry houses, and other buildings used directly and solely for agricultural purposes.**

B. Application for a Building Permit.

1. **The application for a Building Permit, and its accompanying documents, shall contain sufficient information to permit a determination that the intended**

works accords with the requirements of the Uniform Code.

2. The form of the Building Permit and application therefore shall be prescribed by the Code Enforcement Officer. The application shall be signed by the owner, or his duly authorized agent, of the building and shall contain at least the following:

- a. full name and address of the record owner and if by a corporation the name and addresses of the responsible officers,**
- b. full name and address of the contractor and/or architect;**
- c. tax map number and address of the property on which the work is to be done,**
- d. description of the use or occupancy classification of any affected building or structure,**
- e. description of the proposed work,**
- f. where applicable, a statement of special inspections prepared in accordance with the provisions of the Uniform Code,**
- g. three (3) sets of construction documents (drawings and/or specifications) that define the scope of the proposed work, and**
- h. the required fee.**

3. Construction documents will not be accepted as part of an application for a Building Permit unless such documents:

- a. are prepared by a New York State registered architect or licensed professional engineer where so required by the Education Law;**

- b. **indicate with sufficient clarity and detail the nature and extent of the work proposed;**
 - c. **substantiate that the proposed work will comply with the Uniform Code and the State Energy Conservation Construction Code; and**
 - d. **where applicable, include a site plan that shows any existing and proposed structures on the site, the location of any existing or proposed well or septic system, the location of the intended work, and the distances between the structures and the lot lines.**
 - 4. **Construction documents accepted as part of an application will be so marked in writing or by stamp. Two (2) sets of accepted construction documents shall be retained by the Code Enforcement Officer and one (1) set shall be returned to the applicant to be kept at the work site so as to be available for use by the Code Enforcement Officer.**
 - 5. **Applications for a Building Permit shall be filed with the Code Enforcement Officer. If the application, together with the plans, specifications, and required documents, does not conform to all requirements of the applicable regulations, the Code Enforcement Officer shall disapprove the same and return the plans and specifications to the applicant. Upon request of the applicant, the Code Enforcement Officer shall cause such refusal together with the response therefore, to be transmitted to the applicant in writing.**
 - 6. **The Code Enforcement Officer may waive the requirement of plans and specifications when the work to be done involves minor alterations or is otherwise unnecessary.**
 - 7. **Applicant shall notify the Code Enforcement Officer of any changes in the information contained in the application during the period for which the Building Permit is in effect. A Building Permit will be issued when the Code Enforcement Officer has determined**

that the application is complete and the proposed work conforms to the requirements of the Uniform Code. The authority conferred by such permit may be limited by conditions, if any, contained therein. Amendments, if any, to the application or to the plans and specifications accompanying the same shall be filed with the Code Enforcement Officer prior to the commencement of such change or work.

C. General Requirements.

- 1. A Building Permit issued pursuant to this Local Law shall be prominently displayed on the property or premises to which it pertains and shall remain so displayed until the project has been completed.**
- 2. A Building Permit issued pursuant to this Local Law shall contain a statement directing that all work shall be performed in accordance with the construction documents submitted and accepted as part of the application. A Building Permit shall also contain a directive that the Code Enforcement Officer shall be notified immediately in the event of changes during construction.**
- 3. If it is determined that the work to which the Building Permit pertains is not proceeding in conformance with the Uniform Code, or with any condition attached to such Building Permit, or if there has been misrepresentation or falsification of a material fact in connection with the application for which the Building Permit was issued, a Building Permit may be suspended or revoked until such time as the permit holder demonstrates that all of the work completed and all of the work proposed shall be in compliance with the applicable provisions of the Uniform Code.**
- 4. A Building Permit issued pursuant to this Local Law shall expire one (1) year from the date of issuance or upon the issuance of a Certificate of Occupancy, which occurs first. The Building Permit may, upon written request, be renewed for successive one (1) year periods provided that:**

- a. the Building Permit has not been revoked or suspended at the time the application for renewal is made,
- b. the relevant information in the application is current, and
- c. the renewal fee is paid.

5. A Building Permit issued pursuant to this Local Law shall not be transferable.

Section 6. Certificate of Occupancy or Certificate of Compliance.

- A. A Certificate of Occupancy shall be required for all work for which a Building Permit is required to be issued under Subdivision A(2) of Section 5 of this Local Law. A Certificate of Compliance shall be required for all buildings which are converted from one use or occupancy classification or subclassification to another, as defined in Part 701 of Title 9 of the Official Compilation of Codes, Rules and Regulations. Permission to use or occupy a building or structure, or portion thereof, for which a building permit was previously issued shall be granted only by issuance of a Certificate of Occupancy or a Certificate of Compliance.
- B. Issuance of a Certificate of Occupancy or a Certificate of Compliance shall be preceded by an inspection of the building, structure or work. Where applicable, a written statement of structural observations and/or a final report of special inspections, prepared in accordance with the provisions of the Uniform Code, must be received prior to the issuance of the Certificate. Also, where applicable, flood hazard certifications, prepared in accordance with the provisions of the Uniform Code, must be received prior to the issuance of the Certificate. A Certificate of Occupancy or a Certificate of Compliance shall contain the following information:
 - 1. The Building Permit number, if any;
 - 2. The date of issuance of the permit, if any;
 - 3. The name, address and tax map number of the property;

4. **If the certificate is not applicable to an entire structure, a description of that portion of the structure for which the certificate is issued;**
 5. **The use and occupancy classification of the structure;**
 6. **The type of construction of the structure;**
 7. **The assembly occupant load of the structure, if any;**
 8. **If an automatic sprinkler system is provided, a notation as to whether the sprinkler system is required;**
 9. **Any special conditions imposed in connection with the issuance of the Building Permit; and**
 10. **The signature of the Code Enforcement Officer and the date of issuance.**
- C. Temporary occupancy. A certificate allowing the temporary occupancy of a structure may not be issued prior to the completion of the work which is the subject of a Building Permit unless the structure or portions thereof may be occupied safely, any fire- and smoke-detecting or fire protection equipment which has been installed is operational, and all required means of egress from the structure have been provided. The effectiveness of a temporary certificate shall expire three (3) months from the date of issuance, during which period the permit holder shall undertake to bring the structure into full compliance with applicable provisions of the Uniform Code. A temporary certificate may be renewed an indefinite number of times.**
- D. A Certificate of Occupancy or a Certificate of Compliance issued in error or on the basis of incorrect information shall be suspended or revoked if the relevant deficiencies are not corrected within a specified period of time.**

Section 7. Inspection.

- A. Inspections during construction.**
1. **Work for which a Building Permit has been issued hereunder shall remain accessible and exposed until inspected and accepted by the Code Enforcement Officer. It shall be the responsibility of the owner, applicant, or an authorized agent to inform the Code Enforcement Officer that the work is ready for inspection, and to schedule such inspection.**

2. Provisions shall be made for the inspection of the following elements of the construction process, where applicable:

- a. work site prior to the issuance of a Building Permit,**
- b. footing and foundation,**
- c. preparation for concrete slab,**
- d. framing,**
- e. building systems, including underground and rough-in,**
- f. fire resistant construction,**
- g. fire resistant penetrations,**
- h. solid fuel burning heating appliances, chimneys, flues or gas vents,**
- I. energy code compliance, and**
- j. a final inspection after all work authorized by the building permit has been completed.**

3. After inspection, the work or a portion thereof shall be noted as satisfactory as completed, or the Building Permit holder shall be notified as to where the work fails to comply with the Uniform Code. Construction work not in compliance with Code provisions shall be required to remain exposed until it has been brought into compliance with the Code and been found satisfactory as completed.

4. If entrance to make an inspection is refused or cannot be obtained, the Town Supervisor, after being notified by the Code Enforcement Officer of the situation, may apply for an order to make an inspection to any court of competent jurisdiction.

B. Fire Prevention and Safety Inspections.

- 1. Multiple dwellings shall be inspected for the purpose of determining compliance with fire prevention and housing maintenance requirements of the Uniform Code at least once every thirty-six (36) months. Inspections of such buildings shall include, but not be limited to, the common areas such as halls, foyers, staircases, and vacant dwelling units. Where the tenants of occupied dwelling units allow, the inspection may include such units.**
- 2. Fire safety inspections of buildings or structures having areas of public assembly as defined in Part 606 of Title 9 of the Official Compilation of Codes, Rules and Regulations shall be performed at least once in every twelve (12) months.**
- 3. All other buildings, uses and occupancies (except one to two family dwellings) shall be inspected at least once in every twenty-four (24) months.**
- 4. An inspection of a building or dwelling unit may also be performed at any other time upon:**
 - a. the request of the owner, authorized agent, or tenant,**
 - b. receipt of a written statement alleging that conditions or activities failing to comply with the Uniform Code exists, or**
 - c. other reasonable and reliable information that such violations exist.**
- 5. Such inspections shall be performed by the Code Enforcement Officer.**
- 6. Procedures shall be established for the chief of any fire department providing fire fighting services for a property to notify the Code Enforcement Officer of any fire or explosion involving any structural damage, fuel burning appliance, chimney or gas vent.**

Section 8. Stop Work Orders.

- A. Whenever the Code Enforcement Officer has reason to believe that the work on any building or structure is being performed in violation**

of the Uniform Code, the applicable building laws, Ordinances, rules or regulations, or not in conformity with the provisions of any application, or is being conducted in a dangerous or unsafe manner, or is being performed without obtaining a required permit, such officer shall issue a Stop Work Order and shall provide written notification to the owner of the property, or the owner's agent, to suspend all work and suspend all building activities until the Stop Work Order has been rescinded.

- B. A Stop Work Order shall state the reason for its issuance and the conditions which must be satisfied before work will be permitted to resume.**
- C. Such Stop Work Order and notice may be served upon a person to whom it is directed either by delivering it personally or by posting the same upon a conspicuous portion of the building where the work is being performed and sending a copy of the same to such person by registered mail at the address set forth in the application for the permission of the construction of such building.**

Section 9. Operating Permits.

- A. Operating permits shall be required for conducting the activities or using the categories of buildings listed below:**
 - 1. Manufacturing, storing or handling hazardous materials in quantities exceeding those listed in Tables 2703.1.1(1), 2703.1.1(2), 2703.1.1(3) or 2703.1.1(4), of the Fire Code of New York State (see 19 NYCRR Part 1225);**
 - 2. Hazardous processes and activities, including but not limited to, commercial and industrial operations which produce combustible dust as a byproduct, fruit and crop ripening, and waste handling;**
 - 3. Use of pyrotechnic devices in assembly occupancies;**
 - 4. Buildings containing one or more areas of public assembly with an occupant load of 100 persons or more; and**
 - 5. Buildings whose use or occupancy classification may pose a substantial potential hazard to public safety, as determined by the government or agency charged with**

or accountable for administration and enforcement of the Uniform Code.

- B. Parties who propose to undertake the type of activities or operate the types of buildings listed in Paragraph A of this Section shall be required to obtain an operating permit prior to commencing such operation. An application for an Operating Permit shall contain sufficient information to permit a determination that quantities, materials and activities conform to the requirements of the Uniform Code. Tests or reports necessary to verify conformance shall be required.**
- C. An inspection of the premises shall be conducted prior to the issuance of an Operating Permit.**
- D. A single Operating Permit may apply to more than one hazardous activity.**
- E. Operating Permits may remain in effect until reissued, renewed or revoked or may be issued for a specified period of time consistent with local conditions.**
- F. Where activities do not comply with applicable provisions of the Uniform code, an Operating Permit shall be revoked or suspended.**

Section 10. Fees.

A fee schedule shall be established by resolution of the Town Board. Such fees may charge for the issuance, and renewals thereof, of Building Permits, Certificates of Occupancy, Certificates of Compliance, Operating Permits and Fire Safety Inspections.

Section 11. Complaints.

- A. Complaints asserting that certain conditions or activities fail to comply with the Uniform Code or with local laws, ordinances or regulations adopted for the administration and enforcement of the Uniform Code shall be directed to the Code Enforcement Officer. When deemed appropriate by the Code Enforcement Officer, such complaints will result in an inspection of the conditions and/or activities alleged to be in violation of the aforementioned Code or the local laws, ordinances and/or regulations.**
- B. Complaints shall be submitted to the Code Enforcement Officer in writing, on a form provided by said Code Enforcement Officer, and, in order to constitute a bona fide complaint mandating review, shall include the following information:**

1. The full name, address and telephone number of the complainant;
 2. A description of the alleged violation;
 3. The date and time of the alleged violation;
 4. The address and tax map number of the property in alleged violation; and
 5. A reference to the applicable law allegedly violated.
- C. Complaints shall be reviewed and investigated by the Code Enforcement Officer or his duly authorized representative for a determination of the validity of the complaint. Such Code Enforcement Officer or duly authorized representative shall thereafter indicate on the aforementioned complaint form the corrective action required.
- D. The Code Enforcement Officer shall establish and maintain a written record of such examinations, inspections and Operating Permits and of the fees charged and collected, if any.

Section 12. Violations.

- A. Upon determination that a violation of the Uniform Code or this Local Law exists in, on or about any building or premises, the Code Enforcement Officer shall order in writing the remedying of the condition. Such order shall identify the property or premises, state the specific provision of the Uniform Code which the particular condition violates and shall grant such time as may be reasonably necessary for achieving compliance before proceedings to compel compliance shall be instituted. Such order shall be served personally or by notification by registered mail. Appeals may be rendered pursuant to Section 381 to the Executive Law.
- B. In addition to those penalties prescribed by state law, any person, firm, corporation, association, or partnership who violates any provision of the Uniform Code or any rule or regulation of this Local Law, or terms or conditions of any Certificate of Occupancy issued by the Code Enforcement Officer, shall be liable to a civil penalty of not more than \$500.00 for each day or part thereof during which such violation continues beyond any time that may be granted to achieve compliance as provided in the foregoing Section 13(A). Each act committed in violation of any provision of this Local Law shall constitute a separate offense. The civil penalties provided by this subdivision shall be recoverable in an action instituted in the name of the

Town Board on its own initiative at the request of the Code Enforcement Officer.

- C. Alternatively or in addition to an action to recover the civil penalties provided by subsection (B), the Town Board may institute any appropriate action or proceeding to prevent, restrain, enjoin, correct, or abate any violation of, or to enforce, any provision of the Uniform Code or the terms of conditions of any Certificate of Occupancy issued by the Code Enforcement Officer.**

Section 13. Department records and reports.

- A. The Code Enforcement Officer shall keep permanent official records of all transactions and activities conducted by him, including all applications received, plans approved, permits and certificates issued, fee charged and collected, inspection reports, all rules and regulations promulgated by him with the consent of the Town Board, and notices and orders issued. All such records shall be retained for at least the minimum time period so required by state law and regulation.**
- B. The Code Enforcement Officer shall submit monthly to the Town Board a written report and summary of all business conducted by the Building Department, including approvals, permits and certificates issued, fees collected, orders and notices promulgated, inspections and tests made, and appeals or litigation pending or concluded.**
- C. The Code Enforcement Officer shall submit annually to the Secretary of State, on a form prescribed by the Secretary, a report of its activities relative to the administration and enforcement of the Uniform Code. Upon request of the Department of State, the Code Enforcement Officer shall provide from the records and related materials it is required to maintain excerpts, summaries, tabulations, statistics and other information and accounts of its activities in connection with the administration and enforcement of the Uniform Code. Failure to produce the requested materials shall permit an inference that the minimum standards of Part 1203 of Title 19 of the Official Compilation of Codes, Rules and Regulations of the State of New York have not been met.**

Section 14. No waiver of assumption of liability.

This Local Law shall not be construed to relieve from or lessen the responsibility of any person owning, operating, or controlling any building or structure within the Town of LaFayette for loss of life or damage to person or property caused by any defect therein, nor shall the Town of LaFayette be deemed to have assumed any such liability by reason of any inspection made pursuant to this Local Law.

Section 15. Separability.

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of the Local Law or the application thereof to other persons or circumstances, and the Town Board of the Town of LaFayette hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 16. Repeal.

Local Law 3-1998, titled “A Local Law Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code; a Resolution dated February 9, 1998 related to Temporary Certificates of Occupancy, Local Law 1-1993, titled “A Local Law Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code”, and Local Law 2-1983, titled “A Local Law Amending Local Law 1-1982 (relating to the administration and enforcement of the State Fire Prevention Code)” and Local Law 1-1982, titled “A Local Law Administration and Enforcement of the State Fire Prevention Code” together with all other Ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 17. Effective Date.

This Local Law shall take effect immediately upon filing in the office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

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

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

Motion passed unanimously.

10. 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. 72 in favor, 249 opposed.

Councilman McConnell would like the following comment in the Minutes for this Meeting:

“I would like to make some comments with regard to the Central LaFayette Water District now that the Mandatory Referendum has been completed. I’ve put a great deal of time into this effort over the last four years and the Board has been very diligent and supportive with its intent and direction too.

I believe that my comments should be made during our meeting and captured for the public record since it is an official public forum where debate and discussion are encouraged.

- Although I’ve written in the Town Newsletter over the years to inform our residents of the many efforts that are on-going at the Board level, including this water district, I’ve always written within the spirit that the late Clay Smith, our former Supervisor, had when he established our Newsletter during his administration.
- This spirit is to be informative to our neighbors while not advocating for or against any Town-wide projects. Basically keeping the topics to a non-political nature. I’m sure we all agree on this philosophy. Clay and I spoke on this often when I was first elected to office.

Before I comment though, I would like to first thank the Legal and the Engineering Teams. John Langey and the Dunn & Sgromo staff bent over backwards to accommodate the time constraints that were established by the Town Board along with validating the process every step of the way. Thank you very much!

Next, I must also salute Mrs. Mary Doster and Mrs. Mary Jo Kelly for the outstanding job they did as the elections officials’ for this referendum. I personally witnessed the exceptional kindness and thoroughness they took to handle our voter’s questions. Both Mary and Mary Jo, along with all of our Town’s elections officials, put in a very long day and I thank them for their professionalism.

Now, regarding the outcome of the vote, it is what is: 249 votes against establishing this district and 72 votes in favor of such a district. I’ve had the opportunity to speak with many of our citizens over the past months on this water district and have heard both sides of their views:

- Why do we need it if I have a good well versus, my water is undrinkable
- Am I required to hook up with the system if I don’t want it
- What are the hookup costs
- I want public water because I’m paying just as much as public water by treating my own water at home
- I need public water in my house in the Hamlet because I have no other choice

I’m sure my colleagues’ on the Board have also discussed the same points of interest and even more.

At the end of the day, it’s my opinion that many of those voters, who struggled with forming their decision, did so because of 3 main concerns:

- Loss of confidence in the gravity fed water pressure for homes in the hilly areas
- Unsure or not confident in the estimates of the individual home hook up cost
- Effects of the economy for those on a fixed income to include a new public service cost.

I’ve listened to many folks since the Election Day, both for and against the district, who expressed these same concerns when they cast their ballot.

However, there were also two very negative public campaigns that were being waged that exaggerated cost and made assumptions to overall tax assessment.

- One was a telephone effort that was brought to my attention.
- The other was a mailbox flyer that I have in my possession and will include in tonight's meeting minutes. The act of placing this flyer in the mail box itself is illegal and I received 3 complaints from voters within the proposed district with regard to this. Plus, it was unsigned. The LaFayette Postmaster is aware of the flyer.

The primary lesson that I've drawn from this outcome is:

- Although I've written on this subject often in the Town Newsletter, held town hall meetings to listen to our folks, held public informational meetings and a public meeting, the Board must continually feed our public project information over and over again so as to dispel any myths or fear mongering.

However, I do see the positive in this referendum: to my recollection this was the first time in our Town history that such a project has come to a public vote. All the voices of those affected were heard. A success in my book.

Supervisor Scammell stated during the Public Hearing on the 2010 Budget that the funds spent on this effort would now have to be eaten by the public because there would be no grants stemming from a successful vote to backfill the expenditures for this effort.

In a sense, he is correct. However, the Town now has a preliminary design for a plausible water system that is also listed with Environmental Facilities Corporation. If there is ever another interest in pursuing this, the Town is ready to quickly pursue any funding and grant opportunities.

- This is particularly important for an unplanned emergency situation such as the one that arose in East Syracuse and eventually led to creating the North LaFayette Water District.

This entire Board supported each step taken for this referendum, weighing the incumbent expenses in the process, and voted "Yes" to move forward to November 3rd, knowing what the risk as. There were no "Nays" along the way that I recall.

Many times the Town utilizes funds that are eventually eaten by the Town's taxpayers if you will: examples could be contributions to Southern Hills, our two school proms, etc. However, they are done knowing of the social good that will come with the contribution. I look at the water project expenditures in the same light.

The social good of this effort was:

The Town Board attempted to raise the quality of life of its residents by investigating and bringing to a public vote a public water system. The Board in-turn did all of the work thus eliminating any undo burden on our residents.

I know that this Town Board has always had the taxpayer in the foremost of their minds when it comes to controlling cost. Our tax rates prove this point.

Also, each Councilor has put Service Above Self when being responsible to our taxpayers. Not one of the four Councilors who have served in the past six years has requested or accepted a pay raise for their Service as an Elected Official. Testimony enough to their spending tax dollars wisely.

This project could also have been a boost for the economic development for the Town in the sense that it would have eliminated the cost and effort for Businesses and municipal buildings for monthly water testing. These savings could have resulted in a variety of outcomes: lower cost to the consumer, more jobs, or more small businesses, such as a grocery store, willing to look at locating to our area.

I appreciate the Board's time in listening to my thoughts and views this evening.

I close with this thought:

- Democracy worked as our Fore Fathers created it during this water district effort. Americans, each and every one of those in the proposed district, were able to cast a vote with pen in hand without fear of harm. Their vote was counted accurately and the outcome peaceably arrived at.

Let us move on.

Thank you.

Bill McConnell'

Supervisor Scammell said he had a constituent call him regarding the flyer which he hasn't seen. He said it was grossly inaccurate and asked if this would negate the vote.

Kevin Gilligan said no. Just as with political campaigns when things are not necessarily true, it's part of the campaign process. The only thing you can fight them back with is the truth.

Councilman Knapp thinks the Town Board did a very good job staying neutral and just trying to put the facts out. He's been on the Board for 10 years and has had a lot of people approach him saying we need water. He thinks now was the time to give it a shot because of the stimulus money available. The voters spoke.

Councilman Bailey said had this project been approved, it would have been a large project for the community. He doesn't see the cost as a burden to the taxpayers as it was the cost to find out about this and put it to the people so they could vote.

**CENTRAL LAFAYETTE WATER DISTRICT
RESOLUTION
FOLLOWING MANDATORY REFERENDUM VOTE**

At a Regular Meeting of the Town Board of the Town of LaFayette, Onondaga County, New York, held at the Town Hall in said Town on November 9, 2009 at 7:00 p.m.

The meeting was called to order by the Supervisor, and upon roll being called, there were:

PRESENT:	Gregory Scammell	Supervisor
	William McConnell	Councilor
	Thomas Bailey	Councilor
	Adrian Shute	Councilor
	David Knapp	Councilor

IN THE MATTER OF THE

**ESTABLISHMENT OF THE CENTRAL LAFAYETTE
WATER DISTRICT IN THE TOWN OF LAFAYETTE,
IN THE COUNTY OF ONONDAGA, NEW YORK**

**RESOLUTION FOLLOWING
THE MANDATORY
REFERENDUM VOTE
(SPECIAL TOWN ELECTION)
HELD NOVEMBER 3, 2009**

Pursuant to Town Law Article 12-A

The following resolution was moved by Councilor McConnell, seconded by Councilor Knapp.

WHEREAS, previous hereto a map, plan and report dated July 2009 have been prepared by Dunn & Sgromo Engineers, PLLC, competent engineers licensed by the State of New York, in such manner and in such detail as has heretofore been determined by the Town Board of the Town of LaFayette, New York, relating to the establishment of a proposed Water District, to be known and designated as the Central LaFayette Water District, Town of LaFayette; and

WHEREAS, the improvements proposed would consist of the construction and installation of approximately 25,000 l.f. of 12" water mains, 10,000 l.f. of 10" water mains, 30,000 l.f. of 8" water mains, including land or rights in land, tanks, pumps and pump systems, original equipment, machinery, valves, furnishings, fittings, connections, fill, services, hydrants, appurtenances and related site work (the "water improvements"); and

WHEREAS, the Town Board of the Town of LaFayette (the "Town Board" and "Town," respectively), in the County of Onondaga, New York, duly adopted on the 24th day of August, 2009, a resolution, subject to a mandatory referendum approving the establishment of the Central LaFayette Water District pursuant to Town Law Article 12-a (the "District"), in the Town and for the construction of improvements in connection therewith; and

WHEREAS, the Town Board found it appropriate to include in the proposition for the mandatory referendum the specific limitation that the district improvements be contracted for and constructed if, and only if, the financing of said district improvements be accomplished by the combination of actual costs, grants and financing resulting in an annual unit charge of \$500 per unit (or less), excluding water use, meter installation fee and individual private water hook-up service and individual plumbing services based upon a financing plan not to exceed 20 years; and

WHEREAS, said Referendum (Special Town Election) of the Town of LaFayette was held on November 3, 2009, being the date of the biennial election for the Town of LaFayette, between the hours of 6:00 a.m. and 9:00 p.m. to enable the voters then present to cast their votes, at which Special Town Election the proposition was submitted to the owners of taxable real property situate in the proposed District and was to be approved by the affirmative vote of a majority of such owners of taxable real property voting on such proposition; and

WHEREAS, upon completion of the mandatory referendum, the election clerks certifying the results of said vote have determined the following:

Those in favor of formation:	<u>72</u>
Those opposed to formation:	<u>249</u>
Total Voting in the Referendum:	<u>321</u> .

THEREFORE, BE IT RESOLVED, ORDERED AND DETERMINED that the Town Board of the Town of LaFayette acknowledges the approval of the district by a majority of owners of taxable real property voting on such proposition has NOT

OCCURRED and therefore the formation of the Central LaFayette Water District has failed and no such construction, operation or financing may occur.

The above Resolution passed unanimously.

Councilman McConnell said he spoke with Dunn & Sgromo and thanked them for their work on this. They have one more voucher coming for approximately \$500.

2) **LaFayette Hamlet Sewer District.**

• **District area boundaries and size.**

Councilman McConnell believes Fisher Civil Engineering recommends we look at a smaller proposed sewer service area that encompasses the properties in the four corners area that are in most need of municipal sewer service. This smaller sewer service area is anticipated to allow for the sub-surface disposal of treated wastewater which will not require phosphorus removal.

Supervisor Scammell doesn't think the 4 corners will be large enough.

Councilman McConnell said he isn't sure how far out they would go.

Supervisor Scammell understands this would just take care of grey water.

Councilman McConnell confirmed this to be true.

Supervisor Scammell said the few people he has talked to are interested in more than grey water.

Councilman McConnell confirmed they are interested in solid waste also.

Supervisor Scammell said otherwise they would have to still maintain a septic tank.

Councilman McConnell said they wouldn't need a leach field so there is less chance in contaminating their wells. Fisher Engineering wants to know if this Board wants them to proceed with their recommendation for a cost of \$2,400.

Councilman Knapp would like to think about this a little more.

Supervisor Scammell agreed.

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. **CHRISTMAS WREATH DECORATIONS.**

Councilman Shute said Jerry Doolittle did a lot of work on this. He thinks Jerry wanted to go with the company out of Syracuse. Four wreaths would be purchased. Two would be paid for in this year's budget and two in next years.

11. NEW BUSINESS.

A. **RX ZONING CLASSIFICATION – COMPREHENSIVE PLAN.**

B. **STAFFORD PARK - FLAG POLE (DK).**

C. TWC/VERIZON FRANCHISE (DK).

D. OTHER.

Tom Chartrand noted the normal general payroll for December would be on December 24th. He didn't know if the Board wanted to move it forward to the 17th. This has been done in the past.

Councilmen Knapp moved and McConnell seconded the motion to move the December general payroll from December 24th to December 17th. Motion passed unanimously.

Councilmen McConnell moved and Supervisor Scammell seconded the motion authorizing Councilman Knapp to sign the National Grid Contract. Motion passed unanimously.

Kevin Gilligan said Community Development will be sending a contract for the \$72,000 in the beginning of December. The Board can authorize its signature now or can wait until it comes in.

Councilmen Knapp moved and McConnell seconded the motion authorizing the Supervisor to sign the Community Development contract when it comes in. Motion passed unanimously.

Kevin Gilligan said the LaFayette Fire Department and Jamesville Fire Department Fire Protection Contracts were approved at the Public Hearings/Special Meeting. He needs to find out who to work with on the special wording for the LaFayette Fire Dept.

Councilman Knapp will get together with him on this.

Kevin Gilligan will get the contract numbers from Tom Chartrand and then get copies of the contracts to the Board for review.

12. Suggestions for improvement and positive contributions.

13. Executive session (if needed). Highway storage contract.

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

HIGHWAY FUND	#4723 - 4732
GENERAL FUND	#4733 - 4767
SPECIAL DISTRICT FUND	#4787 - 4788
TRUST & AGENCY FUND	#4789

Motion passed unanimously.

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

The Town Board Meeting adjourned at 7:41 p.m.

Respectfully submitted,

November 9, 2009 Town Board Meeting Minutes

Mary Jo Kelly
Town Clerk

Adopted 12/14/09