

Minutes of the Town Board Meeting held by the LaFayette Town Board on April 12, 2010 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: Adrian Shute, Supervisor
 William McConnell, Councilman
 Gerry Doolittle, Councilman

Absent: David Knapp, Councilman (Arrived 6:38 p.m.)
 Andrew Ohstrom, Councilman

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Kevin Gilligan, Town Attorney
 Ralph Lamson, C.E.O.
 Tom Chartrand, Bookkeeper
 John Greeley, Dep. Highway Super.

1. Supervisor Shute called the meeting to order at 6:34 p.m.
2. The Town Clerk took the Roll. Councilmen Knapp and Ohstrom absent. All else present.
3. Pledge to our U. S. Flag led by Town Councilman Bill McConnell.

Councilor's Doolittle moved and McConnell seconded the motion to accept prior Town Board Meeting Minutes of March 22, 2010 as submitted by the Deputy Town Clerk. Motion passed.

4. **PUBLIC HEARINGS.** None

5. **COMMUNICATIONS.**

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

B. Law Day 2010.

C. LaFayette After Prom Party Thank You.

D. OCEBA Quarterly Report.

E. Allstate Insurance - Gisinger Road, Waterloo.

This is completed now and can be removed from agenda.

F. Community Development Division – Onondaga County Homebuyer Program.

Supervisor Shute said Community Development is looking for letters of support for both this program and the next one listed under Communications.

Councilman McConnell asked who the Empire Housing and Development company is. He confirmed this is not the company that did work in LaFayette in the past. He thinks it's a good thing to support these items and put something in the next Newsletter about how residents can qualify.

Supervisor Shute thinks it leaves the door open.

Councilmen McConnell moved and Doolittle seconded the motion for Supervisor Shute to sign letters of support for the Onondaga County Homebuyer Program and the Neighborhood Rehabilitation Program for the Community Development Division. Motion passed

G. Community Development Division – Neighborhood Rehabilitation Program.

Addressed in above motion.

H. Jeanie Gleisner – Strategic Planning

Supervisor Shute said he has received quite a few responses to the Newsletter about the Strategic Plan. Most of them were to express interest about being on the committee. He is taking the names and at some point we will have to come up with a process to select the members.

Councilman McConnell said Ms. Gleisner is from LaFayette.

Supervisor Shute said she is on the CNY Regional Planning and Development Board too.

Councilman McConnell said she is a Senior Advisor on this Board.

Supervisor Shute will keep the Board up-to-date on anyone showing interest or wanting to be on the committee.

I. Other.

Supervisor Shute said he received a request from the school for a letter of support for the LaFayette Central School District's application for a "Strategic Enhancement to Mentoring Programs" grant through the U.S. Department of Justice. He read the letter he had drafted.

Councilman Knapp arrived.

Councilmen McConnell moved and Knapp seconded the motion to have Supervisor Shute sign the letter of support for the School District's application for a "Strategic Enhancement to Mentoring Programs". Motion passed.

6. SPECIAL REPORTS.

7. REPORTS.

A. Departmental

1. Assessors

2. Building & Zoning Code Enforcement.

Ralph Lamson said he has had a few calls about the Wylie Coyote on Route 11. He stopped down to talk to the Troopers about this as we don't have any ordinance for it. They said there's really not much they can do about it either.

Supervisor Shute said he did get a few calls but he told the people there's really nothing we can do about it. It's tough to draw the line on something like this.

Councilman Knapp said he told folks the same thing.

3. Dog Control

4. Dep. Highway Superintendent

- There hasn't been any snow.
- They took the sander off Truck # 2 today.
- They have continued to sweep the roads when they are wet.
- They have done some ditching and cut some shoulders.

- Last week they worked two days at the Beach repairing the drain pipe. It was plugged because of the design and because there were no screens on it. They fabricated some new ones for it. There wasn't a screen for the overflow so they put one on there too.
- They have serviced some of their equipment since the last meeting to have it ready for brush pickup which started today and for Clean Up Days.
- For 2009-2010 they ordered 1200 ton salt and went through 1223 ton. They may order 1300 ton for next year and add a little more sand too.

Supervisor Shute said the Board is going to do something to authorize John Greeley to make decisions in Leon's absence.

Kevin Gilligan the Board could name him as acting Superintendent pending Leon Cook's return.

Tom Chartrand said John Greeley's title is really Deputy Highway Superintendent now.

Kevin Gilligan said he would authorize John to act as Superintendent in his role as Deputy Highway Superintendent in Leon Cook's absence.

Tom Chartrand said just by the title in our Civil Service, this is what he is authorized to do anyway. You could add in a fiscal part of it if you wanted to.

Councilman McConnell said we are really just acknowledging a long-term absence.

Councilmen Knapp moved and McConnell seconded the motion that the Board is recognizing John Greeley as Deputy Highway Superintendent who is authorized to act in Leon Cook's absence pending his return from his medical sabbatical. Motion passed.

John Greeley submitted the figures to oil and stone some of the roads in town per lane.

Councilman Knapp asked what the impact using 1A stone vs. 1 stone is long term.

John Greeley said the 1A's typically work well with a good base. You can use the 1A's which are the smaller stone on new roads with good bases on them.

5. **Justice Court**

Councilman Doolittle said the court grant that was given is underway. He thinks they have ordered some items and have already received some of their equipment. They have to get with the contractors again to see if the old quotes still stand for the bench, railings, etc. They are looking into the next grant openings for a future grant to cover other areas they would like to improve upon .

Tom Chartrand said we have received \$8,000 for the grant. At the next meeting he will have a transfer sheet for the Town Board to approve the spending.

Councilman McConnell asked how long you have to spend the money.

Tom Chartrand thinks they say 180 days but he has a couple of towns that have had the money for a couple of years. He would recommend spending it as quickly as possible.

6. **Library Director**

7. **Recreation Director**

8. **Ropes Course**

Councilman McConnell asked Mary Jo if anyone had booked the course yet for this year.

Mary Jo said not to her knowledge. She hasn't received any information back on the easements, etc. either.

Tom Chartrand said he received a call from Aging and Youth stating they hadn't received the paperwork for the grant yet.

Supervisor Shute said he signed it for them quite awhile ago. He will call Sandy Smith about this.

9. **Tax Collector**

10. **Town Clerk**

- a) March report.
A written report was submitted.

11. **Town Supervisor**

B. Committee.

1) Community Development .

a. **LaFayette Community Day**

b. **Streetscape project**

Councilman McConnell said he will be meeting with Mike Grimm tomorrow to look to him for help with the Streetscape Project.

Councilman Doolittle asked what the Streetscape Project is.

Councilman McConnell said it's for ways to replace the potters, etc. in the Hamlet. He will bring the recommendations to the next Board Meeting.

Councilman Doolittle asked if the additional wreaths we want to order at Christmas should be added to this.

Councilman McConnell said this is trying to come up with a concept and then trying to cost it out. They will be looking at ways to make the Hamlet more year-round attractive.

2) Emergency Response.

3) Employee Policies & Benefits .

4) Environmental & Conservation Advisory Board.

Councilman Knapp thought Dr. Brocke did a real nice job on the article in the town paper on hydrofracking. He thinks it spoke well about both sides of the issue.

Supervisor Shute said Rainer Brocke wanted to have a community meeting about this. He thought this would be Councilman Ohstrom's area to authorize with Rainer as he's done a lot of research on this.

5) Highway

Councilman Knapp said he will be getting together with John Greeley to schedule a meeting soon. He will contact Pete Paul, etc. about this.

John Greeley asked if there was any word on the insurance cards for the vehicles.

Supervisor Shute said we have them.

Mary Jo will make copies for John.

6) Physical Plant .

a. **Town offices** - Loose clapboards – estimate needed.

Councilman Doolittle asked if this has been taken care of.

Councilman Knapp said for short term they have. It's really not a problem unless we get a really westerly hard rain that works its way up under there and then we have a water issue in the library.

Councilman Doolittle asked if we want to proceed with this now.

Councilman Knapp said it might be good to have a rough estimate for budget time.

Mary Jo said it might be good to talk to Fred Groth about this as he has really looked into it.

Councilman Doolittle said there are about 6 windows in the building that have lost their seals. He called Comfort Windows and talked to Billy Putzer. There is no warranty on these windows but Billy said as this is his town, he will be sure they are fixed.

Councilman Doolittle said the Community Center needs painting. There was a leak in the roof which turned out to be caused by a nail that had raised a shingle up which he is going to have patched. The roof needs to be replaced. There are 6 windows on the north side of the Community Center that need replacing. He is having Comfort Window give us a price for these. For painting the Community Center, putting a new roof on and the windows, there might be the possibility of getting a grant.

Councilman McConnell said the Community Development Grant was recommended to be applied for in January for this building. Linda DeFichy also recommended getting an earmark from Senator DeFrancisco's office. They will draft something up and the Board will have to decide if they want to tack it all together and try to get all the work done in the next 12 months.

Councilman Doolittle would recommend tacking on the clapboards at the Town Offices too.

Councilman McConnell asked if we wanted to give Phil DeSaw the go ahead to paint the front of the building or do we want to wait and see what grant money we can get.

Councilman Doolittle would recommend asking him to hold off until we give him the word.

Supervisor Shute said even if we get the earmark or block grant, we won't see any money until next year.

Councilman McConnell said he would go ahead and have Phil do the front of the building this year. We still need to get a cost from him.

Councilman Doolittle said he got a cost estimate from Tony Cavallo of \$1,500 for labor and materials. He thinks Phil will be able to do it for less money.

The Board thought Steve Zajac did a nice job on the wall in the Town Offices. Mary Jo agreed. Folks coming in have commented on how much they like it too.

b. Community Center. Painting.

7) Recreation & Youth

8) Safety.

9) School District Liaisons

10) Service Awards.

Councilman McConnell said the bill came in a little less than last year. We should be somewhat under budget by about \$3,000 to \$4,000 at the end of the year.

11) SOTS & OCRRA Liaison .

12) SPDES

9. LITIGATION & OTHER LEGAL MATTERS.

A. LaFayette Beach.

Kevin Gilligan said we should have all the paperwork needed by the end of the week.

B. People of the State of New York vs. Tim Thorpe and Att. Forwards reply.

C. Festival Gardens PILOT

Kevin Gilligan asked if anyone had heard anything from them as he has not. He can drop them a line stating the Board is O.K. to continue the PILOT Program but would like it to go back to 15% as it was dropped to 12.5% so they could complete some of the projects they had to do.

Supervisor Shute will try to contact them about this.

Councilman McConnell said it's due in September.

D. Other.

Councilman Knapp said there's been a lot of discussion about the sales tax. We don't take our sales tax directly but it will absolutely have an impact on our residents.

Kevin Gilligan said right now the proposal that seems to be gaining momentum is the 75/25 split with the City and cutting out the towns and school districts totally.

Supervisor Shute said the supervisor's did some research and said on a 100,000 home in LaFayette, it would increase the taxes by \$326.

Councilman Knapp said that is not a small impact. He would be interested in having Tom Chartrand look at this to see what kind of impact this might have so we can get some information out to the residents.

Kevin Gilligan said he might want to contact Bob DeMore. Basically they are taking this money to pay for Medicaid.

Councilman Knapp will get with Tom Chartrand on this.

Kevin Gilligan would recommend he get in touch with Bob DeMore too.

10. UNFINISHED BUSINESS & ACTIVE PROJECTS.

A. Community Development Grant app – 2010

Councilman Knapp said they haven't met on this yet.

B. Zoning Ordinance Amendment – Taxidermy.

Kevin Gilligan reviewed the draft resolution.

Councilman McConnell asked if anyone had let Joshua Streichert, know about the public hearing date.

Supervisor Shute said he will contact him.

**RESOLUTION
TOWN OF LAFAYETTE
APRIL 12, 2010**

Councilman McConnell introduced a proposed ordinance amending the 1970 Zoning Ordinance of the Town of LaFayette, as previously amended to add Taxidermy as a permitted use in Agricultural-Residential (A-R) Districts, subject to the issuance of a specific permit in the Town of LaFayette, and made the motion, which was seconded by :

WHEREAS, the Board has been requested to consider this text amendment to the Town's Zoning Ordinance.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that there are no other involved agencies,

that the adoption of said Ordinance is a Type I action for purposes of environmental review under SEQR and that the Town Board shall act as lead agency with regard to this proposed action; and it is further

RESOLVED, that the Town Board shall conduct a public hearing to consider the enactment of this proposed Ordinance amendment at the Town Hall on May 10, 2010 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:

Jerry Doolittle	Councilman	Voted	Yes
Andrew Ohstrom	Councilman	Voted	Absent
William McConnell	Councilman	Voted	Yes
David Knapp	Councilman	Voted	Yes
Adrian Shute	Supervisor	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

**AMENDMENT TO THE 1970 ZONING ORDINANCE
OF THE TOWN OF LAFAYETTE, AS PREVIOUSLY AMENDED TO
ADD TAXIDERMY AS A PERMITTED USE IN AGRICULTURAL RESIDENTIAL
(A-R) DISTRICTS, SUBJECT TO THE ISSUANCE OF A SPECIFIC PERMIT**

BE IT ORDAINED, by the Town of LaFayette, acting through its duly constituted Town Board and pursuant to the authority conferred by Section 265 of the Town Law, that the 1970 Zoning Ordinance of the Town of LaFayette, as previously amended, is hereby further amended as follows:

1. **Article II - DISTRICT REGULATIONS, Section “A”, entitled “AGRICULTURAL RESIDENTIAL (AR) DISTRICT”, Subsection 1, paragraph “d” is amended so as to add the following use, subject to the issuance of a Specific Permit:
“taxidermy”**

and so that the following language is added to Article II, Section “A”, Subsection “1”, paragraph “d”:

“In addition to the standards, criteria and requirements contained in Article IV, taxidermy uses shall meet the following special criteria and standards:

- 1) **Must be located on a parcel containing at least five (5) acres of contiguous land.**
- 2) **All taxidermy operations must be located within a fully enclosed structure.**
- 3) **Must have all required permits and licenses in place at all times and provide copies to the Town Clerk.**
- 4) **Must provide a detailed plan for storage of animal remains on a routine basis so as to minimize odors, vermin and other potential environmental impacts.**
- 5) **Must provide a written plan for waste disposal that is in accordance with all County, State and Federal laws.**
- 6) **Shall only be allowed as an accessory use and may not be a principal use of the subject premises.**

and so that the following definition of “taxidermy” is added to Article VIII, Section b:

“Taxidermy: the art or operation of preparing, stuffing and mounting the skins of

dead animals for exhibition in a lifelike state.”

2. Effective Date: This Amendment to the 1970 Zoning Ordinance of the Town of LaFayette, as amended, shall take effect as provided in Section 265 of the Town Law.

C. Zoning Ordinance Amendment – Business signs.

1. John Langey letter re: Planning Board input.

Supervisor Shute said he got the impression nobody was really happy with doing this.

Councilman McConnell agreed with what the Planning Board said.

Kevin Gilligan said someone would have to write the Watson’s a letter stating no one was in favor of going forward with this and attach a copy of the Planning Board’s letter.

Supervisor Shute asked Ralph Lamson what the procedure is for illegal sign complaints.

Ralph Lamson said he goes and looks at the signs to see if they are illegal or not. If they are illegal, he sends a notice to whoever put them up.

Supervisor Shute said all these little signs going up all over the place are basically the quality of political campaign signs but are for businesses. Can we just collect them?

Councilman Knapp said the State does it if they are on the state right-of-way.

Supervisor Shute said the signs are popping up everywhere.

Kevin Gilligan said in Geddes and Solvay they send a notice and then go get them. The highway crew picks them up.

When the state picks them up, if someone complains they tell them to come get them but not to put them back up where they were.

Kevin Gilligan said we don’t allow off-premises signs in the Town of LaFayette.

Councilman McConnell asked if it would be worth addressing this in the next town newsletter.

Councilman Doolittle thinks that would be fair warning.

Councilman McConnell asked if a smaller article could be put in the local section of the Post Standard and possibly in Neighbors East.

Supervisor Shute will try to get something in the papers.

11. NEW BUSINESS.

A. Rx zoning classification – Comprehensive Plan.

Kevin Gilligan gave the Board information on home-based businesses.

Councilman McConnell said Thoma has copied the Land use Plan and is putting the paperwork together for the grant which will be sent out next week. Hopefully it will be addressed and ranked by July.

B. Review Draft Revised Zoning Map.

Kevin Gilligan said it’s a reflection of the current zoning but just showing it by tax map numbers/parcels. The Board was in favor of Kevin Gilligan going forward with the necessary drafts to approve the Zoning Map.

C. Community Center items of food nature.

Discussion took place re: food left in refrigerator, etc.

Mary Jo will talk to Shari Wheatley and advise her to throw any leftover food in the refrigerator, etc. when she cleans.

D. Hire Sheriff’s for Community Day.

Supervisor Shute said last year we hired a couple of the Onondaga County Sheriff’s

under our agreement with them to control traffic and walk around the grounds on Community Day. He thinks they did a good job especially with the traffic control.

Councilmen Doolittle moved and Knapp seconded the motion to contact Tom Bailey and have him contact the Sheriff's Dept. to hire two sheriff's for Community Day for a total of 8 hours. Motion carried.

E. Purchase of P.A. System.

Supervisor Shute said he would like the Board to consider purchasing a P.A. system to use at the Community Day, Tree Lighting, etc. He said Councilman McConnell recommended contacting the school to see if they would like to go in on this. He thinks it would cost between \$500 and \$600. It would be more of a stationary setup with a wireless microphone.

Councilman McConnell said the town should just go get it and make it available for anyone having an event who might need it. You would have to sign it out and leave a deposit for it. There's enough events we do that we could use it.

Supervisor Shute would agree with this. He will meet with Councilman Ohstrom and they will come forward with a specific proposal at the next meeting.

F. Other.

Mary Jo asked when the Board wanted to start having the bathrooms at the park opened and closed and when they wanted to have the dumpsters put in.

Councilmen McConnell moved and Knapp seconded the motion to open the bathrooms at the Park beginning April 13, 2010 through October 31, 2010. Motion passed.

Councilmen Knapp moved and McConnell seconded the motion to have the dumpsters put in at Stafford Park and the Booher Field as soon as possible through October 31, 2010. Motion passed.

Supervisor Shute said Greg Titus has offered to sit on the Grievance Board of Review if the Board would like him to.

Councilmen Knapp moved and Doolittle seconded the motion to appoint Gregory Titus to the Grievance Board of Review to fulfill Debbie Miller's term to 9/30/2011. Motion carried.

12. Suggestions for improvement and positive contributions.

Councilman Knapp said it was wonderful to have the Town Clerk back.

13. Executive session (if needed).

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

GENERAL FUND	#5576 – 5609
HIGHWAY FUND	#5570 – 5575
SPECIAL DISTRICT FUND	# 5622 – 5624
TRUST & AGENCY FUND	# 5545 - 5549

Motion carried.

15. Councilmen Knapp moved and Doolittle seconded the motion to adjourn. Motion carried.

The Town Board Meeting adjourned at 7:56 p.m.

Respectfully submitted,

April 12, 2010 – Town Board Meeting Minutes

Mary Jo Kelly
Town Clerk

Adopted 4/26/10