

## April 23, 2012 Town Board Meeting Minutes

Minutes of the Town Board Meeting held by the LaFayette Town Board on April 23, 2012 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  
Jerry Doolittle, Councilman  
Steven Zajac, Councilman

Absent: Andrew Ohstrom, Councilman (arriving at 6:36 p.m.)

Recording Secretary: Carleen LaRonde, Deputy Town Clerk

Others Present: Kevin Gilligan, Town Attorney  
John Greeley, Deputy Highway Supervisor  
Thomas Chartrand, Town Bookkeeper  
Regina Reinschmidt, LCC Director

1. Supervisor Shute called the meeting to order at 6:30 p.m.
2. The Deputy Town Clerk took the Roll. Councilman Ohstrom absent.
3. Pledge to our U. S. Flag led by Town Councilman Zajac
4. **Councilmen Doolittle moved and McConnell seconded the motion to accept Town Board Meeting Minutes of March 12, 2012 with corrections as submitted by Town Clerk. Motion carried 4-0**
5. PUBLIC HEARINGS
  - A. After asking if there any comments from anyone, Supervisor Shute proposed enactment of Local Law No. B-2012 to impose a moratorium of 9 months on hydraulic fracturing and/or hydrofracking and motion as follows:

### Town of LaFayette Town Board Resolution

April 23, 2012

Councilor Doolittle introduced proposed Local Law No. B-2012 to impose a nine (9) month moratorium on Hydraulic Fracturing and/or Hydrofracking or until the Town of LaFayette enacts comprehensive legislation regulating Hydraulic Fracturing and/or Hydrofracking, whichever shall first occur in the Town of LaFayette, and made the following motion, which was seconded by Councilor Zajac:

**WHEREAS**, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of LaFayette.

**NOW, THEREFORE, it is**

**RESOLVED AND DETERMINED**, that there are no other involved agencies within the meaning of the New York state environmental quality review act (SEQR) with respect to the proposed enactment of said Local Law, and the Town Board shall act as lead agency in this matter and the enactment of proposed Local Law No. B-2012 is a Type II action and therefore will have no significant effect on environment, thus concluding environmental review under SEQR; and it is further

**RESOLVED, THAT THE** Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. B-2012 at the Town Hall located at 2577 Route 11 in the Town on May 14, 2012 at 6:30 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

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

<b>William McConnell, Councilman</b>	<b>Voted Yes</b>
<b>Steven Zajac, Councilman</b>	<b>Voted Yes</b>
<b>Jerry Doolittle, Councilman</b>	<b>Voted Yes</b>
<b>Andrew Ohstrom, Councilman</b>	<b>Voted Excused</b>
<b>Adrian Shute, Supervisor</b>	<b>Voted Yes</b>

The foregoing resolution was thereupon declared duly enacted.

**DATED: April 23, 2012**

The Board discussed briefly about the two Public Hearings on the Moratorium and MS-4 Annual Report, both scheduled for May 14, 2012 at 6:30 p.m.

## **6. COMMUNICATIONS**

- A. Supervisor Shute recognized the work done by Highway Supervisor John Greeley, the crew of the Highway Department and the LCC in adopting Bailey Park for improvements. It is an excluded area from Community Development. One mention was about the teeter totter that was fashioned by John. Councilman Doolittle mentioned the great need for new swings and more at the park. The swings were donated by LCC.

Supervisor Shute also mentioned the two thank you notes of support received: one was from the family of Herb Salladin and the other note was from the LaFayette After Prom Committee.

## **7. SPECIAL REPORTS**

- A. Supervisor Shute signed the contract for barriers to Route 81 and will meet on April 24<sup>th</sup> to discuss the type of trees.

## **8. REPORTS**

- A. Departmental
1. Assessors
  2. Building and Zoning Code Enforcement
  3. Dog Control

4. Highway Superintendent

Mr. Greeley submitted a written report and discussed the items directly relating to this report:

- a. The department has been picking up roadside brush and cutting shoulders and ditching on the Town roads, prior to today's snow storm. They didn't use sand, only salt on roads. The roads have already been swept and didn't want to sweep up more sand. Mr. Greeley worked with School Bus Director Sawkins in the closing of school today due to the danger of debris falling from the heavy snow on the trees and downed power lines onto the roadways and areas where children would be waiting for the bus. He stated that 7 ½ inches of snow fell, and the department was working all day to clean up the debris left from fallen limbs, etc. The crew was also cutting up the trees. He thanked his crew for a great job done.
- b. Work was being done on the Clark grader. Should be done by May 15th.
- c. Earth Day 2012 - Residents picked up a lot of roadside trash and success with E-Waste. The crew needs one more day to pick up the trash due to their efforts after today's snow storm. They will go to OCRRA tomorrow.
- d. Parks – Mr. Greeley spoke about the department adopting Bailey Park and the new playground equipment.

Cleanup is needed at Stafford Park. They will determine which bleachers can be saved after today's damage. Maybe there are two to save. They will check with J. Marzo.

- e. Emerald Ash Boring Beetle – In discussion with Cornell, Mr. Greeley and his department will inspect for ash trees and cut them down so there is no hazard to community. He told about how the beetle turns the ash tree into balsa-like wood.
- f. Signs – Mr. Greeley showed the Board the new dog poop signs to be placed at the parks.

5. Justice Court

- a. Report received for March 2012

- b. Supervisor Shute noted that the bids are ready for the new telephone system, since the request from the JCAP Grant did not include them. Discussion was held on the three proposals –

- Payetec - \$6999.87 (lowest proposal)
- Business Systems of CNY - \$7053.00
- ITS - \$6375 (no annual maintenance service, almost \$10,000 additional)

After the discussion of the proposals, the lowest one was selected. Thomas Chartrand said he could transfer \$7000 over to pay for the new telephone equipment. Installation could be as soon as two weeks.

**Councilmen McConnell moved and Doolittle seconded the motion to authorize the transfer of \$7000 for the purchase, installation and service contract of a new telephone system and awarded the contract to the low bidder Paetec. Motion carried 5-0**

- 6.. Library Director
  - a. Report received for March 22, 2012
7. Recreation Director

Director Regina Reinschmidt reviewed the following:

- a. Baseball and softball teams set to go. They had enough sponsors and shirts were ordered.
- b. Batting cage damaged by heavy snow today. Fixable but not under warranty.
- c. Water is turned on now.
- d. Locks on the agenda to prevent vandalism and should help. Discussion by Councilmen Doolittle, Zajac and Ohstrom on the concern that the bathrooms would be locked and not be able to be used by community members using the park. If there is a rental of the space or a sporting event, bathrooms will be kept open. At the other areas, the bathrooms will only be unlocked during usage, not all the time. Steve Robson will continue as Park Patrol but will not be there everyday. More discussion at next meeting.
- e. People using the Community Center need to be informed that they cannot use the dumpster at the Dollar General.

Supervisor Shute discussed quotes for electric locks so they can be set to open and close for lower bathrooms. There was evidence of fire in a sink at the bathroom, and Optimists fixed the vandalism last weekend. He also asked Ms. Reinschmidt about the dumpsters and they agreed that they needed to continue the summer usage as last year.

**Councilmen Ohstrom moved and Doolittle seconded the motion to authorize the seasonal dumpster rental at Stafford Park as in the past. Motion carried 5-0**

- f. Field cleanup will be on May 5<sup>th</sup>.
8. Tax Collector
  - a. A check for penalties is expected soon.
9. Town Clerk
  - a. Monthly report dated March 1, 2012 through March 31, 2012
  - b. Closet – Quotes have been received. Discussion was held regarding the prevailing wage and worker's comp issues. It was determined that the low bidder would be recommended because he worked alone and the prevailing wage and worker's comp would not be a problem. Quotes received as follows:
    - Ted Amidon Construction - \$2750
    - HK General Contracting - \$2750 including fire door
    - Fred's Locksmith and Home Repair - \$2800

**Councilmen Doolittle moved and Zajac seconded the motion to hire HK General Contracting at a cost of \$2750, including fire door, to construct closet and reconstruct half-wall at Town Office. Motion carried 5-0**

10. Town Supervisor
  - A. Monthly report for March 2012
  - B. Audit of Supervisor's Books for 2011

**Councilmen Ohstrom moved and McConnell seconded the motion that the Board has reviewed and audited the Supervisor's Books for 2011. Motion carried 5-0**

- C. Tom Chartrand said that he has received the JCAP grant monies for 2011 and transfer sheet will cover Justice Court workshops and FEMA money for roads.

**Councilmen McConnell moved and Zajac seconded the motion that transfers of monies by Tom Chartrand may be made. Motion carried 5-0**

**B. Committees**

1. Community Development
  - a. Supervisor Shute reported on the feedback he received on his hydrofracking report in the newsletter.
2. Emergency Response
3. Employee Policies and Benefits
  - a. Supervisor Shute discussed the "Sunshine" Fund that the Board contributes to for various needs from time to time. In the past, Board Members have contributed \$20 to the fund. He will check to see how much is available. Councilman McConnell said there used to be a quarterly report on the balance.
4. Environmental and Conservation Advisory Board
  - a. Discussion regarding the moratorium on hydrofracking. It will give the board time to work on legislation. Perhaps a committee can be set up at next meeting. Attorney Gilligan he would gather information and work up a proposal. Councilman McConnell thought perhaps three people could be on the committee. Councilmen Doolittle and Ohstrom agreed to be on the committee, and perhaps one more person from the Planning Board could be added to the committee. Attorney Gilligan suggested to meet as needed. The map with property locations of the local areas of oil and gas leases where hydrofracking or associated activities occur in Onondaga County as of February 2010 was discussed. Councilman Ohstrom suggested to set up committee at next meeting.
5. Highway
  - a. There has been another meeting, talking with engineering firm about grants and conflicting information of eligibility.
6. Physical Plant
  - a. Councilman Doolittle spoke about handyman Phil DeSaw retiring. There are 7 items that need to be taken care of. Should an ad be placed in the paper for a handyman. Looking at maybe \$11/hour. Supervisor Shute suggested we find someone who lives locally and retired.

- b. Some of the items that need to be corrected are the tiles buckling in the foyer of the Town Office, some window replacement due to the seal broken and fogging, windows at the Community Center, old chairs and tables there and the walkway marked.

Councilman Doolittle said that a new toilet is needed at the Community Center, and in the Town Offices screens and replacement of some windows are necessary.

Also, working with Comfort Windows, the necessary replacement of windows and some screens will be made in the Town Office, Court and Library.

Discussion ensued regarding the quotes received for roof replacement of the Community Center. Quotes received were from Ted Amidon Construction, H. K. General Contractor and Vanderhoof Roofing. The bid was awarded as per the following motion:

**Councilmen Doolittle moved and Zajac seconded the motion to award H. K. General Contractor for roof replacement at the Community Center in the amount of \$15,200. Motion carried 5-0**

Discussion continued on the window replacement at the Community Center. Quotes received were from Tully Building, Comfort Windows and Affordable Windows. The quote from Affordable Windows was not considered due to lack of specific wording on prevailing wage.

**Councilmen Zajac moved and Ohstrom seconded the motion to award Comfort Windows for window replacement at the Community Center in the amount of \$2,780. Motion carried 5-0**

Councilman Doolittle discussed the need for more signage at the parks. Perhaps one main sign could be placed spelling out rules at the entrance of the Stafford Park.

Councilman McConnell said it would be a good idea to put common sense rules and Councilman Ohstrom suggested that signs be placed at the Beach and Bailey Park also. Supervisor Shute suggested we check with Nancy Abbot of Sign Solutions. Get quotes for signage.

## 7. Recreation and Youth

- a. Councilman Ohstrom discussed the inspection that is due at the Ropes Course. The trails have been opened by Eagle Scout Kevin Gretskey. It looks like it could be an Eagle Scout project for upcoming years.

Supervisor Shute asked if the Ropes Course should be shut down and Councilman Ohstrom said it probably should. Attorney Gilligan asked if there was a closed sign at the entrance. Sign states only use under supervision. Councilman Ohstrom says all equipment items stored, wires down, etc. and said to keep the Ropes Course dormant.

8. Safety
  - a. Councilman Doolittle said that the Highway Department is in compliance.
9. School District Liaison
10. Service Awards
11. SOTS and OCRRA Liaison
12. SPDES – Annual Report

9. LITIGATION & OTHER LEGAL MATTERS

10. UNFINISHED BUSINESS & ACTIVE PROJECTS

11. NEW BUSINESS

- A. Supervisor Shute talked about the Tobacco Free Onondaga County looking for legislation banning the cigarette smoking 500 from school. Really can't be enforced. It is a feel good capability. No action taken.

12. Suggestions for improvement and positive contributions

13. Executive Session (if needed)

14. Motion to audit and pay bills.

**Councilmen McConnell moved and Zajac seconded the motion to audit and pay bills. Motion carried 5-0**

<b>General Fund</b>	<b>1387 – 1513</b>
<b>Highway Fund</b>	<b>1431 – 1454</b>
<b>Special District</b>	<b>1386 &amp; 1516</b>
<b>Trust &amp; Agency</b>	<b>1517 - 1519</b>
<b>Community Development &amp; Capital Fund</b>	

**Councilmen Ohstrom moved and Zajac seconded the motion to adjourn the meeting. Motion carried 5-0.**

The Regular Town Board Meeting was adjourned at 8:24 p.m.

Respectfully submitted,

Carleen LaRonde  
Deputy Town Clerk