

April 8th, 2013 LaFayette Town Board Meeting Minutes

Minutes of the Town Board Regular Meeting held by the LaFayette Town Board on April 8th, 2013 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
Steve Zajac, Councilman
Jerry Doolittle, Councilman
Andrew Ohstrom, Councilman

Recording Secretary: Jacqueline Roorda, Town Clerk

Others Present: Kevin Gilligan, Town Attorney
Thomas Chartrand, Town Bookkeeper
Ralph Lamson, Bldg. & Code Enforcement Officer
John Greeley, Highway Superintendent
Tim Brayman
Dennis Eberline
Rick Wilson

1. Supervisor Shute called the meeting to order at 6:30 p.m.
2. The Town Clerk took the Roll. All Present.
3. Pledge to our U. S. Flag led by Town Councilman Zajac.
4. **Councilman Doolittle moved and Ohstrom seconded the motion to accept the March 25th, 2012 Town Board Meeting Minutes as submitted by Town Clerk, Jackie Roorda.**

The vote was as follows:

Supervisor Shute	Voted	Yes
Councilman McConnell	Voted	Abstain
Councilmen Ohstrom	Voted	Yes
Councilman Doolittle	Voted	Yes
Councilman Zajac	Voted	Yes

Motion carried.

5. COMMUNICATIONS

A. Speed limit decrease Sugar Bush Drive.

Dennis Eberline approached the Town Board requesting the speed limit be reduced as he advised that many cars travel dangerously fast up and down the road, usually between the hours of 6:30 – 7:45 a.m. and 4:30 – 6:00 p.m. and believes they are dropping off or

picking up children from the daycare at the end of the road. He fears someone is going to get killed. He advised many couples walk in the evening and a dog was already killed. Attorney Gilligan advised that LaFayette is a Class II Town and the request to lower the speed limit needs to go to the State. John Greeley, Highway Superintendent advised that the only road in the town with a speed limit of 25 mph is Dodge Road due to sharp curves and a one lane underpass. He offered to put 2 “Slow Down” signs up in both directions. Discussion regarding this being a Law enforcement issue and possibility of requesting law officials monitor the traffic at the times that Mr. Eberline says most speeding takes place and to contact the Daycare provider asking her to speak to her clients regarding slowing down and obey the speed limit.

Mr. Eberline thanked the Town Board for their time and for addressing this matter.

B. Onondaga County Sherriff’s Contract for Enhanced Police Services

Councilman McConnell moved and Zajac seconded the motion authorizing Supervisor Shute to sign the Onondaga Sheriff’s Office Contract # 15205 for enhanced Police Services extended through December, 2013.

The vote was as follows:

Supervisor Shute	Voted	Yes
Councilman McConnell	Voted	Yes
Councilmen Ohstrom	Voted	Yes
Councilman Doolittle	Voted	Yes
Councilman Zajac	Voted	Yes

Motion carried.

C. Audit of Budget Officers Supervisor’s 2012 Records.

Councilman Ohstrom moved and McConnell seconded the motion to accept the required 2012 Audit of LaFayette Budget Officer of the Supervisor’s Worksheet and attached checklist and request Town Clerk Jackie Roorda to attach them to the Records.

The vote was as follows:

Supervisor Shute	Voted	Yes
Councilman McConnell	Voted	Yes
Councilmen Ohstrom	Voted	Yes
Councilman Doolittle	Voted	Yes
Councilman Zajac	Voted	Yes

Motion Carried.

6. PUBLIC HEARINGS

7. SPECIAL REPORTS

8. REPORTS

A. Departmental

1. Assessors

2. Building & Zoning Code Enforcement - Ralph Lamson submitted a written report listing 16 building permits issued for 2013 so far, collecting \$4,203.00 in permit fees with the construction value at \$2,800,483.00.

3. Dog Control

4. Highway Superintendent – John Greeley advised that the roads were plowed and sanded 17 times since the last meeting and sweeping operations will begin on April 9, 2013. Brush pick-up will be on-going throughout the month of April.

Greeley advised that there will be an increase of 28.36% in CHIPS money after six years from \$48,000.00 to \$62, 194.39.

Councilman Ohstrom advised that five bids for the truck #2 replacements were received and opened. Discussion regarding the extra fuel tank placement on the Ford trucks interferes with the installation of the plow package and would add an additional cost of approximately \$2,000.00.

Councilman Ohstrom moved and Doolittle seconded the motion to accept the Drivers Village quotation for a Dodge one ton plow truck cab and chassis replacement in the amount of \$39,504.00 with one individual 50 gallon fuel tank.

The vote was as follows:

Supervisor Shute	Voted	Yes
Councilman McConnell	Voted	Yes
Councilmen Ohstrom	Voted	Yes
Councilman Doolittle	Voted	Yes
Councilman Zajac	Voted	Yes

Motion Carried.

Councilman Ohstrom moved and McConnell seconded the motion to accept the MDI quotation as specified in the Chautauqua County Bid #E-10-12 PFTH with all needed plow equipment in the amount of \$40,744.14.

The vote was as follows:

Supervisor Shute	Voted	Yes
Councilman McConnell	Voted	Yes
Councilmen Ohstrom	Voted	Yes
Councilman Doolittle	Voted	Yes
Councilman Zajac	Voted	Yes

Motion Carried.

Greeley advised that in order to extend the basketball court at LaFayette Beach, a retaining wall needs to be put up and Saunders have a surplus of 2' x 4' by 2' concrete tubes that will work well. That project will begin late June when the ground is dry. As a courtesy, Councilman McConnell will advise the neighbor of the activity prior to it beginning.

Greeley reminded that Earth Days are Friday, April 12th and Saturday, April 13, 2013. The Highway Department will haul to OCCRA on Monday.

Supervisor Shute commented that there are lights outs at the lacrosse box and asked if the Town Equipment can reach to replace bulbs. Greeley advised that none of the equipment would go high enough to reach the lights.

5. Justice Court – Supervisor Shute commented on how nice the new blinds look that were purchased with JCAP Grant Money.

6. Recreation Director

7. Library Director - Written monthly report submitted by R. Scott Kushner, Director and Minutes submitted by Secretary Phyllis Olmstead.

8. Tax Collector

9. Town Clerk

a. Monthly report submitted by Town Clerk, Jackie Roorda

b. Town Clerk 2013 Conference.

Councilman Ohstrom moved and Doolittle seconded the motion authorizing Town Clerk Jackie Roorda to attend the 2013 Annual New York State Town Clerks Associations Conference on April 28 – May 1, 2013.

The vote was as follows:

Supervisor Shute	Voted	Yes
Councilman McConnell	Voted	Yes
Councilmen Ohstrom	Voted	Yes
Councilman Doolittle	Voted	Yes
Councilman Zajac	Voted	Yes

Motion Carried.

c. Supervisor Shute advised that we need to get updated quotes for a new provider for phone and internet and make a decision in the near future as to who will provide the service for the Town Hall.

10. Supervisors Report – Budget Officer Tom Chartrand advised of the developers deposit increase of \$75,000 and several bills for Jamesville Grove.

B. Committees

1. Community Development - Councilman McConnell advised that the Ag and Market Grant Advisory group consists of Councilmen McConnell and Doolittle, County Legislator Dave Knapp, Melanie Palmer, Erin Hall, Jim Nakas and Kevin

Gilligan. The first meeting to draft a timeline Agricultural and Farmland Protection Plan, including Zoning Ordinances will be held tomorrow and should be complete by February.

2. Emergency Response
3. Employee Policies and Benefits
4. Environmental and Conservation Advisory Board

5. Highway – Supervisor Shute advised that he spoke with CNS Engineer and they will be checking on the Federal Grant application for the Highway Garage. He further advised that we need to investigate where else we can get assistance in funding for the Highway Garage because without the grant money we will not be able to do as planned and will have to scale back

Councilman McConnell asked if we can do something to clean up the appearance of the Route 11 property where we plan to build the garage. Highway Superintendent John Greeley advised they can. Discussion regarding equipment that belongs to the Town has been move to the other side of the property. Attorney Gilligan suggested confirming with the County that it does belong to the Town and making a report to the State Police.

6. Physical Plant - Councilman Doolittle advised that he and Tom Rezsnyak did an inspection of the Town Hall, Community Center and Library discovering that 7 emergency lights and some of exit signs were out. All were repaired by Bill Sutliff, Physical Plant Deputy who will be doing a monthly check on fire extinguishers, emergency lights, smoke detectors and exit signs.

Doolittle further advised that over the years numerous keys for various Town doors have been made and a lot are missing. He also believes that keys have been duplicated. Discussion regarding locks and accountability of keys, storage of expensive equipment in the garage at Stafford Park and who should have access of keys, cost of changing some or all of the locks, and stamping “do not duplicate” on keys handed out, took place.

Councilman Ohstrom moved and Doolittle seconded the motion to re-key the locks at the Community Center with 20 keys with “do not duplicate” stamped on each key at a cost not to exceed \$300.00.

The vote was as follows:

Supervisor Shute	Voted	Yes
Councilman McConnell	Voted	Yes
Councilmen Ohstrom	Voted	Yes
Councilman Doolittle	Voted	Yes
Councilman Zajac	Voted	Yes

Motion Carried.

Supervisor Shute will talk with Dave Prince regarding keys to Stafford Park.

7. Recreation and Youth
 8. Safety
 9. School District Liaisons
 10. Service Awards
 11. SOTS & OCRRA
 12. SPDES
9. LITIGATION & OTHER LEGAL MATTERS
- A. Terms of Office for Highway Superintendent and Town Clerk

**RESOLUTION
TOWN OF LAFAYETTE TOWN BOARD
April 8, 2013**

MOTION BY: Councilman Andrew Ohstrom

SECOND BY: Councilman Jerry Doolittle

WHEREAS, in accordance with Section 24 of the New York Town Law, the offices of Town Highway Superintendent and Town Clerk in the Town of LaFayette currently have two-year terms by default under State Law; and

WHEREAS, Section 24-a of the New York State Town Law provides a mechanism and procedure whereby the terms of office for these positions can be changed from two to four years; and

WHEREAS, this Board has determined that these two positions in Town government require a great deal of day-to-day work on behalf of the tax payers and citizens of the Town and are full-time jobs for the persons holding those positions; and

WHEREAS, the Board has determined that the persons in these positions need to concentrate upon the jobs they are doing to the maximum extent possible and should not be distracted by the necessity of elections every two years.

NOW, THEREFORE, be it

RESOLVED AND DETERMINED, that in accordance with Section 24-a of the New York Town Law, the terms of office of Town Clerk and Town Highway Superintendent of Highways in the Town of LaFayette shall be changed from two to four years, beginning with persons elected to those positions and taking office on and after January 1, 2016; and it is further

RESOLVED AND DETERMINED, that this action is subject to **MANDATORY REFERENDUM**, which shall take place at the biennial election to be held on November 5, 2013; and it is further

RESOLVED AND DETERMINED, that a proposition shall appear on the election ballot in the Town of LaFayette on November 5, 2013, which shall read as follows:

“Shall the terms of office for the position of Town Clerk and Town Highway Superintendent in the Town of LaFayette be changed from two(2) years to four(4) years for persons elected to those positions and taking office on and after January 1, 2016?”

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

William McConnell	Councilman	Voted	Yes
Steven Zajac	Councilman	Voted	Yes
Gerry Doolittle	Councilman	Voted	Yes
Andrew Ohstrom	Councilman	Voted	Yes
Adrian Shute	Supervisor	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

B. Banning of Oil and Gas – Attorney Gilligan advised that he is working on the draft of proposed legislation for Banning Hydrofracking. It will need to be introduced at a Town Board meeting and a Public Hearing will need to be held.

10. UNFINISHED BUSINESS & ACTIVE PROJECTS

11. NEW BUSINESS

A. Tim Brayman of Jamesville Terrace and neighbor to Parade of Homes advised that until 1988 the Town plowed his road and asked if the Town will be responsible for plowing his road now that Parade of Homes is there. Attorney Gilligan advised that the Town will not be responsible as it is a private road. Superintendent Greeley added that is it highly unlikely that they will plow and in fact, the Highway Department is hoping to turn the plowing over to Pompey as it is so far out of the way for our trucks. He voiced concerns regarding 30 foot buffer area between the old neighborhood and the new Parade of Homes development, Lots 4 and 5. Code Enforcer Ralph Lamson explained that the area cannot be built on and is a “do not disturb” area. He further advised that he will check on Lot 4 tomorrow when he is there

- 12. Suggestions for improvements and positive contributions.
- 13. Executive Session

Councilman McConnell motioned for the Town Board only to go into Executive Session for the purpose of discussing a personnel matter. Motion seconded by Councilman Doolittle. Motion carried. Executive Session began at 8:08 pm.

At 8:23 pm Executive Session ended and Town Board Meeting resumed.

Councilman Ohstrom moved and Zajac seconded the motion authorizing Deputy Supervisor McConnell to contact Onondaga County Deputy Sherriff to monitor Sugar Bush Drive four times at a cost of no more than \$500.00.

The vote was as follows:

Supervisor Shute	Voted	Yes
Councilman McConnell	Voted	Yes
Councilmen Ohstrom	Voted	Yes
Councilman Doolittle	Voted	Yes
Councilman Zajac	Voted	Yes

Motion Carried.

Supervisor Shute will contact Annie Amidon to request that she tell her clients it would be in their best interest to obey the speed limit and advise her and Dennis Eberline of the above.

- 13. Motion to audit and pay bills.

Councilman McConnell moved and Zajac seconded the motion to audit and pay bills.

General Fund	3210-3245	\$ 28,718.71
Highway Fund	3192-3209	\$ 20,124.02
Special District	3246	\$ 88.22
Trust & Agency	3247-3248	\$ 2,686.32
Comm. Dev. & Capital Fund		

Motion Carried.

Councilman Zajac moved and Doolittle seconded the motion to adjourn the meeting. Motion carried 5-0.

The Regular Town Board Meeting was adjourned at 8:31 PM.

Respectfully submitted,

Jacqueline Roorda
Town Clerk

